

REMARKS

Status of the Claims

Claims 38-94 are pending in the application. After entry of this paper claims 38-94 remain pending for examination.

Rejections Under the Judicially Created Doctrine of Obviousness-Type Double Patenting

Claims 38-94 were rejected under the judicially created doctrine of obviousness-type double patenting as allegedly not patentably distinct from claims 1-27 and claims 33-37 of U.S. Patent No. 6,348,688.


Applicant respectfully submits that claims 38-94 are novel over claims 1-27 and claims 33-37 of U.S. Patent No. 6,348,688.

In response to the Office Action, submitted herewith is a Terminal Disclaimer Under 37 C.F.R. 1.321(c).

CONCLUSION

In view of the foregoing, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone call would serve to clarify issues or expedite the prosecution of this case, the Examiner is invited to call the undersigned at (508) 416-2472.

Respectfully submitted,
BOWDITCH & DEWEY, LLP

By 
Michael J. Bastian
Date: 8/14/03
Registration No.: 47,411
Direct tel.: (508) 416-2472
Telephone: (508) 879-5700
Facsimile: (508) 929-3073

Bowditch & Dewey, LLP
161 Worcester Road
P.O. Box 9320
Framingham, Massachusetts 01701-9320